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Attorneys for Defendant
GOOGLE LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ANIBAL RODRIGUEZ, *et al.* individually and on behalf of all others similarly situated,

Plaintiff,

V.

GOOGLE LLC, *et al.*,

Defendant.

Case No. 3:20-CV-04688 RS

**DECLARATION OF EDUARDO E.
SANTACANA IN SUPPORT OF
GOOGLE LLC'S REPLY IN SUPPORT
OF ITS MOTION FOR SUMMARY
JUDGMENT**

Date: July 25, 2024
Time: 1:30 p.m.
Courtroom: 3, 17th Floor
Judge: Hon. Richard Sochor

Action Filed: July 14, 2020
Trial Date: February 10, 2025

1 I, EDUARDO E. SANTACANA, declare that:

2 1. I am an attorney licensed to practice law in the State of California and am a partner
 3 with the law firm of Willkie Farr & Gallagher LLP, located at 333 Bush Street, 34th Floor, San
 4 Francisco, California 94104, counsel for Defendant Google LLC (“Google”) in the above-captioned
 5 action. Unless otherwise stated, the facts I set forth in this declaration are based on my personal
 6 knowledge or knowledge I obtained through my review of corporate records or other
 7 investigation. If called to testify as a witness, I could and would testify competently to such facts
 8 under oath.

9 2. I submit this declaration in support of Google’s Reply in Support of its Motion for
 10 Summary Judgment filed herewith.

11 3. Around December 31, 2020, I informed Plaintiffs that to provide the data they
 12 requested associated with their Google Accounts, Google required Plaintiffs’ specific Google
 13 Account IDs and/or email addresses. Attached hereto as **Exhibit A** is a true and correct copy of the
 14 correspondence from myself to Plaintiffs’ counsel, dated December 31, 2020.

15 4. By March 11, 2021, Plaintiffs had been informed that Google could not use Google
 16 Account IDs or other identifying information to look up app activity data generated on their devices
 17 while they had WAA off because Google does not associate WAA-off data with Google Accounts.
 18 To look up WAA-off data, Google would need Plaintiffs to provide a pseudonymous identifier
 19 obtained directly from their devices. On May 7, 2021, Google provided further instructions on
 20 identifying and providing the pseudonymous identifier. Attached hereto as **Exhibit B** is a June 9,
 21 2021 letter from myself to Plaintiffs’ counsel delineating these efforts.

22 5. On or around October 29, 2021, after months of follow-up conferences and
 23 correspondences, Plaintiffs provided the pseudonymous identifiers from their devices that would
 24 “permit Google to locate Plaintiffs’ app instance identifiers and retrieve their associated GA for
 25 Firebase app measurement logs.” Attached hereto as **Exhibit C** is a true and correct copy of
 26 correspondence from Plaintiffs’ counsel to Google’s counsel regarding Plaintiffs’ pseudonymous
 27 identifiers.

1 6. Attached hereto as **Exhibit D** are true and correct excerpts from the deposition
2 transcript of Christopher Ruemmler dated September 9, 2022.

3 7. Attached hereto as **Exhibit E** are true and correct excerpts from the deposition
4 transcript of Arne De Booij dated February 7, 2023.

5 8. Attached hereto as **Exhibit F** are true and correct excerpts from the deposition
6 transcript of JK Kearns dated February 17, 2023.

7 9. Attached hereto as **Exhibit G** are true and correct excerpts from the deposition
8 transcript of Steven Ganem dated October 28, 2022.

9
10 I declare under penalty of perjury under the laws of the United States that the foregoing is
11 true and correct.

12
13 Dated: June 13, 2024

/s/ Eduardo E. Santacana

Eduardo E. Santacana